BEFORE THE BOARD OF DIRECTORS OF THE AMERICAN MIDWIFERY CERTIFICATION BOARD

In the Disciplinary Matter of:	:
Audrey Eileen Small, CNM	:
Respondent	:
	:
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FINAL BOARD DECISION

In this matter, the AMCB Board of Directors (BOD) is called upon to review the Recommended Decision of the disciplinary Review Committee in a matter involving a CNM, Audrey Eileen Small, who has been sanctioned for unprofessional conduct and has had her license suspended by the Alaska Board of Nursing following two periods of probation.

On June 14, 2010, the Review Committee issued a written decision recommending that Ms. Small be found to have engaged in conduct in violation of Sections A.6 (professional malpractice), A.7 (sanction by state licensing body) and A.9 (unprofessional conduct) of the Disciplinary Policies and Procedures of the AMCB.

In accordance with Section II.G. of the AMCB Disciplinary Policy and Procedures, the BOD with a quorum of members participating met by conference call on July 21, 2010 to review the findings and recommendations of the Review Committee. Following discussion, the BOD by majority (unanimous) vote decided to:

- 1. To accept the Findings of the Review Committee;
- 2. To impose a sanction of revocation of Ms. Small's certification in lieu of the lesser sanctions recommended by the Review Committee.

Discussion

Upon review of the recommended decision of the Review Committee and the entire record herein, including documents of proceedings before the Alaska State Board of Nursing and materials furnished by Respondent, the AMCB Board of Directors unanimously finds that the Respondent had acted in violation of Sections A.6, A.7, and A.9 of the Disciplinary Policies and Procedures.

The Board also finds a complete absence of evidence that Respondent has changed or would change her behavior and practices to conform to the disciplinary requirements of the Alaska Board of Nursing. We are especially concerned that Respondent repeatedly violated the conditions of her Alaska probation resulting in suspension of her license. The entire record of Respondent's conduct in these matters convinces us that she constitutes a clear and present threat to the health and safety of her patients. We do not believe that a set of lesser sanctions, such as those recommended by the Review Committee, would be sufficient to safeguard the public and to uphold the integrity of AMCB certification. Consequently, the Board determines that the appropriate sanction is to revoke Respondent's certification.

The revocation sanction herein imposed shall become effective immediately.

A right of administrative appeal from this Final Decision exists pursuant to Section II.H. of the AMCB Disciplinary Policies and Procedures, a copy of which is being provided herewith.

Dated: July 26, 2010

AMCB BOARD OF DIRECTORS

Patricia W. Caudle, DNSc, CNM Board Secretary